

# JOE F. CHILDERS & ASSOCIATES

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## VIA ELECTRONIC FILING AND COURIER

February 14, 2019

Gwen Pinson  
Executive Director  
Kentucky Public Service Commission  
211 Sower Boulevard  
Frankfort, Kentucky 40601

**Re: Response and Objections of Sierra Club, Amy Waters, and Joe Dutkiewicz to the Data Requests of Louisville Gas and Electric Company in Case No. 2018-295, Adjustment of Electric Rates for Louisville Gas & Electric Company**

Dear Ms. Pinson:

Please find enclosed for filing one copy of the Response and Objections of Sierra Club, Amy Waters, and Joe Dutkiewicz (collectively “Sierra Club”) to the Data Requests of Louisville Gas and Electric Company (“LG&E”) in Case No. 2018-00295, Adjustment of Rates for LG&E before the Kentucky Public Service Commission. This filing is comprised of the enclosed several printed pages as well as CDs containing Excel files, as explained below, and is also being filed electronically. Sierra Club was granted intervention by the Franklin Circuit Court in *Sierra Club et al. v. Public Service Commission of Kentucky et al.*, Civil Action No. 18-CI-1129.

The electronically filed documents are a true representation of the original documents to be filed with the Commission. Sierra Club’s response to one of LG&E’s data requests (specifically the first of two) consists of five electronic workpapers of Sierra Club’s witness, Dr. Jeremy Fisher, the fifth of which contains confidential information, as discussed below. Sierra Club’s electronic filing provides these workpapers in PDF form, with the fifth workpaper redacted. Meanwhile, Sierra Club’s physical production to the Commission provides these same workpapers on CDs in their native Excel format: one CD, labeled public, contains only Dr. Fisher’s four non-confidential workpapers; the other CD, labeled confidential, contains all five of Dr. Fisher’s workpapers, including confidential workpaper #5. (Sierra Club is also providing LG&E with the native Excel files via email, per counsel’s agreement.) Accordingly, because Sierra Club provides the Commission with the original workpapers in Excel format on the CDs, Sierra Club refrains from additionally (and redundantly) providing the Commission with physical printouts of the workpapers, which would exceed 500 pages.

Sierra Club’s redaction is done for the purpose of honoring and continuing the confidential

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treatment afforded to the same substance by LG&E in discovery responses provided by LG&E to Sierra Club—specifically, in the discovery responses cited by Dr. Fisher in the redacted portions of his testimony. When LG&E provided Sierra Club with its discovery responses, the Company contemporaneously filed Petitions for Confidential Protection with the Commission—namely, on December 6, 2018, and on January 2, 2019. Accordingly, and consistent with the Confidentiality Agreement that Sierra Club executed with LG&E, Sierra Club’s publicly filed response to LG&E’s data requests includes redactions for the sole purpose of maintaining the confidentiality of the same substance LG&E previously designated as protected, and only to the extent necessary to do so.

Thank you for your attention to this matter.

Sincerely,



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JOE F. CHILDERS